

The Honorable John H. Chun

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

FEDERAL TRADE COMMISSION,

Plaintiff,

v.

AMAZON.COM, INC., *et al.*,

Defendants.

No. 2:23-cv-0932-JHC

**STIPULATION AND ORDER
SETTING BRIEFING SCHEDULE
ON DEFENDANTS' MOTIONS TO
DISMISS**

**NOTE ON MOTION CALENDAR:
September 28, 2023**

STIPULATED MOTION

The parties, by and through their attorneys of record, respectfully request that the Court enter the proposed Order set forth below, which sets a briefing schedule for motions to dismiss and word limits for such briefing.

In support of this request, the parties represent the following to the Court:

1. On August 7, 2023, the Court granted the parties' stipulated motion to extend the deadline for the Plaintiff to file an amended complaint as of right to September 20, 2023, and to extend the deadline for Amazon.com, Inc. to answer or otherwise respond until 28 days from the date of the amended complaint. [Dkt. 38].

2. On September 20, 2023, Plaintiff filed the Amended Complaint, which added three individuals—Neil Lindsay, Russell Grandinetti, and Jamil Ghani—as Defendants in addition to Amazon.com, Inc.

1 3. Pursuant to the Court's Order, [Dkt. 38], the deadline for Amazon.com, Inc. to
2 answer or otherwise respond to the Amended Complaint is October 18, 2023. Absent an
3 extension of time, Plaintiff's deadline to oppose would be November 6, 2023, and Amazon's
4 deadline to reply would be November 10, 2023.

5 4. The four Defendants intend to file two motions to dismiss pursuant to Fed. R. Civ.
6 P. 12(b): one on behalf of Amazon, and the other on behalf of Messrs. Lindsay, Grandinetti, and
7 Ghani.

8 5. To allow the parties to fully apprise the Court of their arguments regarding the
9 motions to dismiss, the parties stipulate as follows and jointly request that the Court enter the
10 following Order approving that stipulation:

- 11 a. Defendants shall answer or otherwise respond to the Amended Complaint on
12 or before October 18, 2023;
- 13 b. Plaintiff shall file its oppositions to any motions to dismiss on or before
14 November 17, 2023;
- 15 c. Defendants shall file their replies in support of any motions to dismiss on or
16 before December 8, 2023; and
- 17 d. The combined word count for the motions to dismiss shall not exceed 16,800
18 words; the combined word count for Plaintiff's oppositions shall not exceed
19 16,800 words; and the combined word count for Defendants' replies shall not
20 exceed 8,400 words.

1 Stipulated to and respectfully submitted this 28th day of September, 2023, by:

2
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28 STIPULATED MOTION AND ORDER SETTING
29 BRIEFING SCHEDULE (2:23-cv-0932-JHC) - 3
30 4894-8168-3072v.2 0051461-005818

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ORDER

IT IS SO ORDERED.

DATED this 29th day of September, 2023.



JOHN H. CHUN
UNITED STATES DISTRICT JUDGE

Presented By:

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